

REQUIRES MONITORING
OR STAFF ACTION _____

COMMISSION DIRECTIVE

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|------------------------|-------------------------------------|------------|-----------------------|
| ADMINISTRATIVE MATTERS | <input type="checkbox"/> | DATE | <u>May 24, 2005</u> |
| MOTOR CARRIER MATTERS | <input type="checkbox"/> | DOCKET NO. | <u>2004-297-S - -</u> |
| UTILITIES MATTERS | <input checked="" type="checkbox"/> | ORDER NO. | <u>-</u> |

SUBJECT:

DOCKET NO. 2004-297-S – Midlands Utility, Inc. – Application for approval of new schedule of rates and charges for sewerage service provided to its customers in Richland, Lexington, Fairfield and Orangeburg Counties. Discuss with the Commission a Petition for Rehearing and/or Reconsideration and Motion for Clarification filed by Florence P. Belser, Esquire, on behalf of Office of Regulatory Staff along with a Return to Petition for Rehearing and/or Reconsideration and Motion for Clarification filed by Charles H. Cook, Esquire, on behalf of the Applicant.

COMMISSION ACTION:

Move that the Commission deny the Petition for Rehearing and/or Reconsideration of Order No. 2005-168 filed by the Office of Regulatory Staff, since there is ample support for the Commission's findings in the record. Further, move that we grant the ORS' Motion for Clarification and require Midlands to review all customer deposit accounts and adjust/refund customer deposits and accrued interest by the close of fiscal year 2004-2005, as per the recommendation of ORS witness Hipp.

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|-----------|-------------------------------------|-------------------------------------|--------------------------|
| PRESIDING | <u>Mitchell</u> | Session: | Regular |
| | | Time of Session | <u>2:30 PM</u> |
| | MOTION | YES | NO |
| | | | OTHER |
| CLYBURN | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| FLEMING | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| HAMILTON | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| HOWARD | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| MITCHELL | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| MOSELEY | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| WRIGHT | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Absent

RECORDED BY: JBS

Absent

Commissioner Wright was attending a NARUC meeting in Washington, DC